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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **(OAKLAND COURTHOUSE)**

12 AMITABHO CHATTOPADHYAY and
13 VITALII TYMCHYSHYN, individually and
on behalf of all others similarly situated,

14 Plaintiffs,

15 v.

16 SIMPLE FINANCE TECHNOLOGY CORP.
and BBVA USA, F/K/A COMPASS BANK,

17
18 Defendants.
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Case No. 4:19-cv-01541-JST

The Honorable Jon S. Tigar

**~~PROPOSED~~ ORDER GRANTING
STIPULATION RE: (1) JUDGMENT OF
PERMANENT INJUNCTION; AND (2)
DISMISSAL OF DAMAGES CLAIMS**

SAC Filed: June 2, 2020

~~PROPOSED~~ ORDER

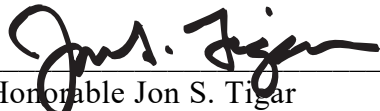
Pursuant to the STIPULATION RE: (1) JUDGMENT OF PERMANENT INJUNCTION;
AND (2) DISMISSAL OF DAMAGES CLAIMS entered into by and between Plaintiffs
Amitabho Chattopadhyay and Vitalii Tymchyshyn (“Plaintiffs”) and Defendant BBVA USA
f/k/a Compass Bank (“Defendant”), dated October 12, 2022, and good cause appearing therefor,
it is hereby ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. All claims for damages alleged by Plaintiffs against BBVA in the above-captioned
action are hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure
41(a)(1)(A)(ii); and

2. BBVA shall be and is hereby permanently restrained and enjoined from engaging
in the Challenged Practice alleged in Plaintiffs’ Second Amended Complaint, defined as having
a stated policy of requiring all non-U.S. citizens with valid social security numbers to open a
bank account at a branch office when account opening services for U.S. citizens are otherwise be
available online.

3. The Court shall retain jurisdiction to enforce the terms of this judgment.

Date: October 13, 2022


Honorable Jon S. Tigar
United States District Judge